

Senate File 335 - Reprinted

SENATE FILE 335
BY COMMITTEE ON HUMAN
RESOURCES

(SUCCESSOR TO SSB 1165)

(As Amended and Passed by the Senate March 10, 2015)

A BILL FOR

1 An Act relating to the release of certain information to a
2 procurement organization.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 22.7, subsection 41, Code 2015, is
2 amended to read as follows:

3 41. a. Medical examiner records and reports, including
4 preliminary reports, investigative reports, and autopsy
5 reports. ~~However, medical examiner~~

6 b. Notwithstanding paragraph "a", the following shall be
7 released as follows:

8 (1) Medical examiner-authored records and reports,
9 including preliminary reports, investigative reports, and
10 autopsy reports, shall be released to a law enforcement agency
11 that is investigating the death, upon the request of the law
12 enforcement agency~~r~~.

13 (2) Preliminary reports of investigations by the medical
14 examiner and autopsy reports for a decedent by whom an
15 anatomical gift was made in accordance with chapter 142C shall
16 be released to an organ procurement organization as defined
17 in section 142C.2, upon the request of such organ procurement
18 organization.

19 (3) Autopsy reports shall be released to the decedent's
20 immediate next of kin upon the request of the decedent's
21 immediate next of kin unless disclosure to the decedent's
22 immediate next of kin would jeopardize an investigation or pose
23 a clear and present danger to the public safety or the safety
24 of an individual.

25 c. Information regarding the cause and manner of death
26 shall not be kept confidential under this subsection unless
27 disclosure would jeopardize an investigation or pose a clear
28 and present danger to the public safety or the safety of an
29 individual.

30 Sec. 2. Section 142C.7, Code 2015, is amended to read as
31 follows:

32 **142C.7 Confidential information.**

33 A hospital, licensed or certified health care professional
34 pursuant to chapter 148, 148C, or 152, or medical examiner ~~may~~
35 shall release patient information to a procurement organization

1 as part of a referral or retrospective review of the patient
2 as a potential donor. Any information regarding a patient,
3 including the patient's identity, however, constitutes
4 confidential medical information and under any other
5 circumstances is prohibited from disclosure without the written
6 consent of the patient or the patient's legal representative.